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**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

ISABELO VALDEZ,

Plaintiff,

v.

COUNTRYWIDE HOME LOANS, INC.,  
et al.,

Defendants.

2:12-CV-200 JCM (RJJ)

**ORDER**

Presently before the court is defendants Countrywide Home Loans, Inc., Bank of America, N.A., in its own right and as successor by merger to BAC Home Loans Servicing, L.P. *fka* Countrywide Home Loans Servicing, L.P., The Bank of New York Mellon, *fka* The Bank of New York, as Trustee for the Certificate Holders of CWABS Asset Backed Certificates Trust 2005-AB4, and ReconTrust Company, N.A.'s motion to dismiss. (Doc. #4). *Pro se* plaintiff Isabelo Valdez failed to file an opposition.

The property at issue in this case is located at 8250 N. Grand Canyon Drive, Condo 1098, Las Vegas, Nevada. (Doc. #1). Countrywide loaned plaintiff \$151,000 and secured the loan with a deed of trust for the property. (Doc. #4, Ex. B). No foreclosure process has been initiated against the property. (Doc. #4).

Pursuant to Nevada Local Rule 7-2(d), "the failure of an opposing party to file points and authorities in response to any motion shall constitute a consent to the granting of the motion."

1 However, the court will not automatically grant every unopposed motion. In *Ghazali v. Moran*, 46  
2 F.3d 52, 53 (9th Cir. 1995), the Ninth Circuit held that the court had to weigh the following factors  
3 before dismissing the action: (1) the public's interest in expeditious resolution of litigation; (2) the  
4 court's need to manage its docket; (3) the risk of prejudice to the defendants; (4) the public policy  
5 favoring disposition of cases of their merits; and (5) the availability of less drastic sanctions.

6 Plaintiff failed to oppose the motion to dismiss, and the court further finds that the *Ghazali*  
7 factors weigh in favor of dismissing the action as to these defendants. *Ghazali*, 46 F.3d at 53; *see*  
8 *also* LR 7-2(d).

9 Accordingly,

10 IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that defendants Countrywide  
11 Home Loans, Inc., Bank of America, N.A., in its own right and as successor by merger to BAC  
12 Home Loans Servicing, L.P. *fka* Countrywide Home Loans Servicing, L.P., The Bank of New York  
13 Mellon, *fka* The Bank of New York, as Trustee for the Certificate Holders of CWABS Asset Backed  
14 Certificates Trust 2005-AB4, and ReconTrust Company, N.A.'s motion to dismiss (doc. #4) be, and  
15 the same hereby is, GRANTED.

16 DATED April 11, 2012.

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19 UNITED STATES DISTRICT JUDGE